

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
PACIFIC PARK PLAZA
711 KAPIOLANI BOULEVARD, SUITE 600
HONOLULU, HAWAII 96813

AGENDA – NINTH MEETING

THURSDAY, AUGUST 30, 2018
4:00 P.M.

PUBLIC HEARINGS:

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| 1. | Appl. No. 18-13913 from
KSLR LM, LLC, dba
Voyager 47,
2335 Kalakaua Avenue,
Space L204 (Outrigger
Waikiki Hotel) | For a Dispenser General license
(Category No. 3 – Live
Entertainment or Recorded Music
and Dancing) (Prelim. Hrg. 7/5/18) |
| 2. | Appl. No. 18-13925 from
IES Retail, LLC, dba
IES Retail, LLC,
1070 Keolu Drive, Kailua | For a Retail Beer & Wine license
(Prelim. Hrg. 7/5/18) |
| 3. | Appl. No. 18-14007 from
Cotti Foods Pizza Hawaii,
Inc., dba Pieology
Pizzeria, 2615 South King
Street, Retail Space 7 | For a Restaurant Beer & Wine
license (Category No. 1 – Standard
Bar) (Prelim. Hrg. 6/28/18)

(Continued from August 16, 2018;
public hearing kept open) |
| 4. | Appl. No. 18-14143 from
Next Wave Hospitality
LLC, dba Liko's Tap &
Table, 377 Keahole
Street, Store C-2 | For a Restaurant General license
(Category No. 2 – Live
Entertainment or Recorded Music
and Dancing) (Prelim. Hrg. 7/5/18) |

PRELIMINARY HEARINGS:

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| 5. | Trans. Appl. No. 18-13215 from You Know the Drill, LLC | For the transfer of the business and Restaurant General license (Category No. 2 - Live Entertainment or Recorded Music and Dancing) of Landco, Inc., dba Baci Bistro, 30 Aulike Street, Kailua, and for a change of trade name to You Know the Drill, LLC (R0414) |
| 6. | Appl. No. 18-14248 from GK Hawaii Restaurants Inc., dba Gyu-Kaku, 1339 North School Street | For a Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)

(Rescheduled from August 23, 2018) |
| 7. | Appl. No. 18-14481 from Masao Properties Incorporated, dba Beer Lab HI, 98-1005 Moanalua Road, #231, Aiea (Pearlridge Center; Uptown) (Second location) | For a Brew Pub license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)

(Rescheduled from August 23, 2018) |
| 8. | Appl. No. 18-14540 from The Bayview Banquet Hall, LLC, dba The Bayview Bar Bistro Banquet Hall, 45-285 Kaneohe Bay Drive, Kaneohe | For a Dispenser General license (Category No. 3 – Live Entertainment or Recorded Music and Dancing) |
| 9. | Appl. No. 18-14567 from Shabuya Hawaii, LLC, dba Shabuya, 1450 Ala Moana Boulevard, Suite 2510 (Ala Moana Center; 2 nd floor) | For a Restaurant General license (Category No. 1 – Standard Bar) |
| 10. | Appl. No. 18-14594 from Moana Inspiration, LLC, dba Café Asia, 5724 Kalanianaʻole Highway (Niu Valley Center) | For a Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)

(Rescheduled from August 23, 2018) |

LICENSE APPLICATIONS:

Renewal License Application:

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| 11. Appl. No. 19-14922 from
Hilton Hawaiian Village
Lessee LLC, dba Hilton
Hawaiian Village,
2005 Kalia Road | For Renewal of its Temporary Hotel
General license (L0005T)

(Requesting 120 days)

(Rescheduled from August 23, 2018) |
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Stock Transfer Application:

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| 12. Appl. No. 19-14781 from
EKC USA, Inc., dba
Gazen Bar & Grill,
Restaurant General
license (Category No. 2 –
Live Entertainment or
Recorded Music and
Dancing) 2840 Kapiolani
Boulevard (R0603) | For approval of the transfer of
capital stock

(Rescheduled from August 23, 2018) |
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REQUESTS:

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| 13. Request No. 18-13500
from Paradise Ciders LLC,
dba Paradise Ciders,
Manufacturer Wine
license,
2003 Colburn Street
(A0021) | Requesting approval to permanently
extend its licensed premises
approximately 1,455 square feet

(Rescheduled from August 23, 2018) |
| 14. Request No. 19-14972
from El Tres Burros Ltd.,
dba Chez, Cabaret
General license
(Category No. 1 –
Standard Bar),
98-150 Kaonohi Street,
Aiea (I0099) | Requesting waiver of Rule 3-82-38.19
to allow Liquor Service from 8:00 a.m.
to 4:00 a.m. to facilitate sales during
Sporting Events

(Rescheduled from August 23, 2018) |

REQUESTS: (CONT.)

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| 15. Request No. 19-14990 from IREM L.L.P., dba Ichiriki Japanese Nabe Restaurant, Restaurant General license (Category No. 1 – Standard Bar) 510 Piikoi Street, #102/105 (R0780) | Requesting approval for Liquor Commission staff to accept long-term caterer application (31 days from October 1, 2018 to October 31, 2018)

(License application not yet submitted)

(Rescheduled from August 23, 2018) |
| 16. Request No. 19-15025 from Murphy's Inc., dba Murphy's Bar & Grill, Restaurant General license (Category No. 2 - Live Entertainment or Recorded Music and Dancing), 2 Merchant Street (R0887) | Requesting approval to temporarily extend its licensed premises from 6:00 p.m. to 10:00 p.m. on Thursday, September 6, 2018

(10 th Annual Hawaii Literacy Fundraiser) |
| 17. Request No. 19-15038 from Green Clover Corporation, dba Lola's Grill and Pupu Bar, Restaurant General license (Category No. 2 - Live Entertainment or Recorded Music and Dancing) 1108 Keeaumoku Street (R0858) | Requesting approval to modify existing payment plan |

OTHER BUSINESS:

18. Request No. 19-14997
from Robert K. Ichikawa,
Esq., on behalf of MBC
Kailua LLC, dba Maui
Brewing Company Kailua

Requesting limited waiver, for Patricia
Thibaut and Bruce Cohen, of the
following rules:

- 1) Rule 3-82-45.1(a); and
- 2) Rule 3-83-53.1(a)(1)(iii)

(For a new Restaurant General
license application; premises at
573 Kailua Road, Suite 105, Kailua)

(Rescheduled from August 23, 2018)

19. Request No. 19-15037
from Cotti Foods Pizza
Hawaii, Inc., dba Pieology
Pizzeria

Requesting approval of the following:

- 1) To utilize documents currently on
file with Appl. No. 18-14007 for a
permanent Restaurant Beer and
Wine license

(For use with special license
applications)

- 2) To submit long-term special
license applications

(Premises at 2615 South King
Street, Retail Space 7)

20. Liquor Commission

Re: Forward O'ahu Nui, dba Forward
O'ahu Nui [Non-Profit] Special
General license on Friday and
Saturday, July 27 and 28, 2018,
respectively, from 4:30 p.m. to
10:30 p.m. – Post-event report

(Island Music Festival events at
94-1211 Kunia Road, Waipahu)

ADOPTION OF FINDINGS OF FACT/DECISION AND ORDER:

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| 21. | Kailua Lodge No. 2230
(Appl. No. 18-12509) | For adoption of Findings of Fact,
Conclusions of Law, Decision and
Order

(Rescheduled from August 23, 2018) |
| 22. | Champs
(LCV 18-0027)
(R1114) | do.

(Rescheduled from August 23, 2018) |
| 23. | Brew'd
(LCV 18-0143)
(R1070) | For adoption of Decision and Order |
| 24. | Cindy's Place
(LCV 17-0249)
(E1297) | do. |
| 25. | Club 904
(LCV 18-0181)
(E1421) | do. |
| 26. | Club 904
(LCV 18-0223)
(E1421) | do. |
| 27. | King's Sports Bar & Grill
(nka Café Azitt Inc.)
(LCV 17-0260)
(E1244) | do. |
| 28. | Makai Hale
(LCV 17-0250)
(E1466) | do.

(Rescheduled from August 23, 2018) |
| 29. | Sea Life Park
(LCV 18-0069)
(R0059) | do. |
| 30. | Times Super Market
(LCV 18-0160)
(D0433) | do.

(Rescheduled from August 23, 2018) |

ADJUDICATION HEARINGS:

31. Blue Tropix Bar & Grill
(LCV 18-0030)
(R1117)
- Licensee failed to make available, for inspection and/or auditing within the City and County of Honolulu, its books and records for the last four (4) years indicating all income, purchases, expenses and employee time records of Licensee's liquor business (Violation of Rule 3-81-17.54(d)) (Date of violation: On or about November 30, 2017)
- (Continued from August 2, 2018)
- (Rescheduled from August 23, 2018)
32. Star Sports Bar
(LCV 18-0009)
(R0376)
- Licensee failed to accurately report its revenues from gross liquor sales or to properly complete the gross liquor sales report (Violation of Rule 3-81-17.56) (Date of violation: On or during the fiscal year ending June 30, 2017)
- (Rescheduled from August 23, 2018)
33. Chili's Grill & Bar
(LCV 18-0125)
(R0544)
- Licensee failed to accurately report its revenues from gross liquor sales or to properly complete the gross liquor sales report (Violation of Rule 3-81-17.56) (Date of violation: On or during the fiscal year ending June 30, 2017)
- (Rescheduled from August 23, 2018)
34. Pandora Café Karaoke/Bar & Grill
(LCV 18-0179)
(R0904)
- Licensee failed to accurately report its revenues from gross liquor sales or to properly complete the gross liquor sales report (Violation of Rule 3-81-17.56) (Date of violation: On or during the fiscal year ending June 30, 2017)
- (Rescheduled from August 23, 2018)

ADJUDICATION HEARINGS: (CONT.)

35. Collection Wine and Bar
(LCV 17-0259)
(E1491)

Licensee failed to submit the name of every person then employed on the licensed premise who is registered with the Commission or who is subject to registration, on the date and in such manner as directed by the Commission (Violation of Rule 3-82-38.8) (Date of violation: On or about August 31, 2017, and/or during the period from August 31, 2017 to September 21, 2017)

(Continued from August 2, 2018)

(Rescheduled from August 23, 2018)

36. Paalaakai Mini Mart, LLC
(LCV 18-0180)
(D0305)

Licensee failed to notify the Commission, in writing, within thirty days of any change of managers or members of a manager-managed LLC, or of any change of members in a member-managed LLC, and/or failed to submit a personal history of the new manager or member on forms prescribed by the Commission (Violation of Rule 3-82-41.2(b)) (Date of violation: On or about August 1, 2016, and/or during the period between July 1, 2016 and April 26, 2017)

(Rescheduled from August 23, 2018)

37. Tsukada Nojo/Maru Sushi
(LCV 17-0258)
(R1228)

Licensee made physical alterations within its licensed premises without the prior written approval of the Commission (Violation of Rule 3-83-62(a)) (Date of violation: On or about July 24, 2017)

(Continued from August 2, 2018)

(Rescheduled from August 23, 2018)

ADJUDICATION HEARINGS: (CONT.)

38. DFS HIA
(LCV 18-0003)
(D0647)
- Licensee made physical alterations within its licensed premises without the prior written approval of the Commission (Violation of Rule 3-83-62(a)) (Date of violation: On or about October 12, 2017)
- (Rescheduled from August 23, 2018)
39. Yuens Grocery
& Liquor Co. Ltd.
(LCV 18-0081)
(D0495)
- Licensee failed to immediately prevent or suppress any violent, quarrelsome, disorderly, lewd, immoral, or unlawful conduct of any person on the licensed premises (Violation of Section 281-78(b)(6), HRS) (Date of violation: On or about September 8, 2017)
- (Rescheduled from August 23, 2018)
40. Café Gangnam Karaoke
(LCV 17-0301)
(R0908)
- (1) Licensee employed a person in that section of the licensed premises where liquor is sold, served or consumed without said employee being properly registered with the Commission (Violation of Rule 3-82-38.5(a)) (Date of violation: On or about October 20, 2017)
- (2) Licensee failed to have a time card or other adequate record showing in English the month, day, year, and time, indicating a.m. or p.m. and the legal first name and surname of its employee when that employee was on duty (Violation of Rule 3-82-38.4(a)) (Date of violation: On or about October 20, 2017)

ADJUDICATION HEARINGS: (CONT.)

41. Wingstop
(LCV 17-0262)
(R1081)
- Licensee failed to have a duly registered manager in active charge of the licensed premises during the time the establishment is licensed to sell or serve liquor (Violation of Rule 3-82-38.9(a)) (Date of violation: On or about September 22, 2017)
42. Ace of Hearts
(LCV 18-0073)
(E0047)
- Licensee made physical alterations within its licensed premises without the prior written approval of the Commission (Violation of Rule 3-83-62(a)) (Date of violation: On or about January 28, 2018)
43. Osaka Ramen
(nka Kailin LLC)
(LCV 18-0034)
(E1506)
- (1) Licensee made physical alterations within its licensed premises without the prior written approval of the Commission (Violation of Rule 3-83-62(a)) (Date of violation: On or about December 13, 2017)
- (2) Licensee, without Commission approval, transferred its business to another person, either openly or under undisclosed arrangement, whereby such other person came into possession or control of the business, or took in any partner or associate (Violation of Section 281-41(h), HRS) (Date of violation: On or about July 8, 2016, and/or during the period between July 8, 2016 and January 17, 2017)
- (August 2, 2018 hearing:
accepted plea admitting allegations;
continued for penalty phase)
- [History: 7/5/18, 8/2/18]

ADJUDICATION HEARINGS: (CONT.)

44. Taqueria El Ranchero, LLC (1) Licensee conducted business outside of the class or category authorized by the Commission (Violation of Rule 3-82-31.2(a)) (On or about September 13, 2017)
- (LCV 17-0246)
- (R1116)
- (2) Licensee had some form of music, dancing, and/or entertainment, including but not limited to electronic gaming devices, card playing and table games on the licensed premises, without prior authorization or approval from the Commission (Violation of Rule 3-82-47.1(a)) (Date of violation: On or about September 13, 2017)
- (3) Licensee failed to obtain written permission from the Commission prior to installing or operating any system which provides music and enables customers to sing along with that music (i.e. "karaoke machines") (Violation of Rule 3-82-47.1(b)) (Date of Violation: On or about September 13, 2017)
- (Continued from July 26, 2018)
45. Taqueria El Ranchero, LLC (1) Licensee extended the area of the licensed premises without the prior permission of the Commission (Violation of Section 281-62, HRS) (Date of violation: On or about September 12, 2017)
- (LCV 17-0248)
- (R1116)

ADJUDICATION HEARINGS: (CONT.)

Taqueria El Ranchero, LLC (2)
(LCV 17-0248)
(R1116)

Licensee permitted liquor to be consumed on the premises of the licensee or on any premises connected therewith, whether there purchased or not, and consumption in such area is not permitted by the terms of the license (Violation of Section 281-78(b)(2), HRS) (Date of violation: On or about September 12, 2017)

(Continued from July 26, 2018)

46. Walgreens
(LCV 18-0216)
(D1214)

Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about May 19, 2018)

(Continued from July 26, 2018)

47. Pearl City Market
(LCV 18-0046)
(D0323)

Licensee, without Commission approval, transferred to another person the Licensee's business for which the Licensee's license was issued, either openly or under any undisclosed arrangement, whereby such other person came into possession or control of the business, or took in any partner or associate (Violation of Section 281-41(h), HRS) (Date of violation: On or about October 25, 2017, and/or during the period between September 1, 2017 and January 4, 2018)

ADJUDICATION HEARINGS: (CONT.)

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| 48. Pearl City Market
(LCV 18-0232)
(D0323) | Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about May 26, 2018) |
| 49. Pearl City Market
(LCV 18-0090)
(D0323) | Licensee failed to immediately prevent or suppress any violent, quarrelsome, disorderly, lewd, immoral, or unlawful conduct of any person on the licensed premises (Violation of Section 281-78(b)(6), HRS) (Date of violation: On or about February 22, 2016) |
| 50. Lanikai Brewing Company LLC
(LCV 18-0189)
(S0001) | Licensee employed persons in that section of the licensed premises where liquor is sold, served or consumed without said employees being properly registered with the Commission (Violation of Rule 3-82-38.5(a)) (Date of violation: On or about September 22, 2017) |
| 51. Lanikai Brewing Company LLC
(LCV 18-0291)
(S0001) | Licensee failed to have the street and/or primary entrances to the licensed premises unlocked during the time customers were on the premises (Violation of Rule 3-84-72.2) (Date of violation: On or about April 27, 2018) |
| 52. Lanikai Brewing Company LLC
(LCV 18-0194)
(S0001) | Licensee failed to display the brand name of the draught beer(s) being sold (Violation of Section 281-78(b)(7), HRS) (Date of violation: On or about May 4, 2018) |

ADJUDICATION HEARINGS: (CONT.)

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| 53. Request No. 19-14835 from Mia D. Obciana, Esq., on behalf of The Bayview Banquet Hall, LLC, dba The Bayview Bar Bistro Banquet Hall, 45-285 Kaneohe Bay Drive, Kaneohe | Motion to Reconsider Denial of Petitioner's Request for Waiver of Rule 3-82-32.1(a) of The Rules of the Liquor Commission

(Request for waiver of Rule 3-82-32.1(a) was denied on July 5, 2018)

(Rescheduled from August 23, 2018) |
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OTHER BUSINESS: (CONT.)

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| 54. Liquor Commission | Administrative Actions Report for April 2018, May 2018, June 2018, and July 2018

(Rescheduled from August 23, 2018) |
| 55. Liquor Administrator | Rule 3-81-17.4, Delegation to the Administrator of routine administrative duties and functions which do not require a hearing

(Rescheduled from August 23, 2018) |
| 56. Liquor Administrator | Administrative matters – Weekly report to the Commission, 90-day event schedule and work plan coordination

(Rescheduled from August 23, 2018) |

If you require special assistance, auxiliary aid and/or service to participate in this meeting (i.e., sign language interpreter; interpreter for language other than English, or wheelchair accessibility), please email your detailed request to liquor@honolulu.gov, at least five (5) business days prior to the meeting.